

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MARLON BAYNES,

Plaintiff,

07 Civ. 11185 (LTS)

-against-

THE CITY OF NEW YORK, et al.,

Defendants.

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### **AFFIDAVIT OF SERVICE**

**ROSE M. WEBER**, an attorney duly admitted to practice in the State of New York and this Court, declares under penalty of perjury and pursuant to 28 U.S.C. § 1746 that the following statements are true.

I am over 18 years of age and am not a party to this action.

That on December 17, 2007, at 4:15 p.m., at the office of the Corporation Counsel of the City of New York, 100 Church Street, 4<sup>th</sup> Floor, New York, NY 10007, I served a **Summons and Complaint** upon the City of New York, defendant therein named, by delivering and leaving one true copy of the **Summons and Complaint** with Tamekia Mendes-Gammon personally. Declarant knew said individual to be authorized to accept service on behalf of defendant City of New York.

Dated: New York, New York  
December 17, 2007

By: \_\_\_\_\_/s  
Rose M. Weber (RW 0515)